



Atty. Dkt. No. 043034-0161

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hiroshi YAMADA

Title: SYSTEM AND METHOD FOR
EXTRACTING AND
CLASSIFYING INFORMATION
FROM CATEGORIZED
DOCUMENTS (AS AMENDED)

Appl. No.: 09/707,847

Filing Date: 11/08/2000

Examiner: B. D. Goddard

Art Unit: 2171

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is supplemental to the Information Disclosure Statement filed on April 15, 2004 and additional relevance is being added.

Submitted herewith on Form PTO/SB/08 is a listing of a document known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 CFR §1.56.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

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TIMING OF THE DISCLOSURE

The listed document is being submitted in compliance with 37 CFR §1.97(d), before payment of the issue fee.

RELEVANCE OF EACH DOCUMENT

The applicant, in the opinion statement dated 5/6/2004, makes the following assertion:

“(1) The aspects described in Cited Literature 1 do not describe whatsoever, and contain no items even suggesting, the person placing the order obtaining, all at once and at a single point in time, multiple products purchased from multiple vendors.

Consequently, because in the invention described in Cited Literature 1 it cannot be said that products purchased from multiple vendors can be received by the person placing the order, all at once and at a single point in time, the judgment of the examiner was incorrect.

On the other hand, the inventions according to the present application (Claims 1 through 13) have an aspect wherein the shipping costs, which are costs born by the person placing the order, and the time spent waiting for the shipping, which is an indirect cost, are reduced through the person placing the order being able to request a batched shipping process wherein multiple products are equipped freely.

Consequently, the inventions according to the present application exceed the scope of that which could be expected by one skilled in the art based on the invention described in Cited Literature 1.

(2) Furthermore, although paragraph (0039) of the Specification in Cited Literature 1 says that “the shipping process is performed by another system connected to the network,” this assumes the flow of processes envisioned by Cited Literature 1, and thus is no more than a statement that the shipping process may be replaced by a separate system. The system in Cited Literature 1, as shown by Figure 3 in Cited Literature 1, is certainly not a process in the direction of “from client to

system” after the transmission of the order (111), and [the steps] from the order processing (121) through the shipping process (144) are performed as a series of steps via a network on 2 servers.

In order to be able to select any given products at any given time after a client has transmitted multiple orders, to provide direction to the shipper to have a batched shipment, as described in the inventions according to the present application (Claims 1 through 13), it would be necessary to make major changes in the steps, as described below, to the steps in Figure 3 of Cited Literature 1:

(i) The steps wherein the shipping control server receives the information (the transaction information) for identifying the person placing the order and the details of the order from the shopping server, and stores all of the transaction information that has been received.

(ii) The step wherein, when the shipping control server receives, from the client, the transaction data for the desired shipment, there is a confirmation, by some means, that the client desiring the shipment is the same as a client that actually placed the order.

On the other hand, in the inventions according to present application, the seller terminal generates identification information for the person placing the order, in order to identify the person placing the order and the details of the order, making it possible to confirm that the person placing the order is the same as the person requesting the shipment by the person placing the order indicating, to the shipper, the information that identifies the person placing the order when the person placing the order provides the shipping instructions.

Consequently, the inventions according to present application exceed the scope of changes that could be made easily by one skilled in the art based on the invention described in Cited Literature 1.”

Let us examined the assertions, above, made by the applicant.

Claim 11 is not seen as placing a limitation on the items described above claimed by the applicant, and thus the assertion by the applicant does not apply.

Consequently, the structure of the invention according to Claim 11 is no more than that which could be envisioned easily by one skilled in the art based on the description in the aforementioned Cited Literature 1.

Applicant respectfully requests that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

STATEMENT

The undersigned hereby states in accordance with 37 CFR §1.97(e)(1) that each item of information contained in this supplemental information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to filing of this Statement.

The undersigned hereby states in accordance with 37 CFR §1.704(d) that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 CFR §1.56(c) more than thirty days prior to the filing of the information disclosure statement.

FEE

A fee in connection with submission of a supplemental information disclosure statement under 37 CFR §1.97(d) in the amount of \$180.00 in accordance with 37 CFR §1.17(p) is attached.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date 7-1-04

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